S.B.Cr.Misc. Bail App. No.5054/2007

(Durga Dan vs. State of Rajasthan)

Date of order : October 24, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Sumer Dan, for the petitioner.
Mr.Vishnu Kachhawaha, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned as well as investigation diary.

It is contended by learned counsel for the petitioner that the offence is triable by the Court of Judicial Magistrate and the petitioner has no connectivity directly with the commission of crime.

Be that as it may, without commenting on the merit of the case, having regard to the facts and circumstances of the case and the fact that the offence is triable by the Court of Judicial Magistrate, I consider it just and proper to enlarge the accused petitioner on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Durga Dan

s/o Mangi Dan be released on bail in CR. No.42/2007, P.S., Excise Police Station Rural, Jodhpur provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-